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FILED

JAN 26 2011

**SECRETARY, BOARD OF
 OIL, GAS & MINING**

BEFORE THE BOARD OF OIL, GAS AND MINING
 DEPARTMENT OF NATURAL RESOURCES
 STATE OF UTAH

LIVING RIVERS,

Petitioner,

v.

DIVISION OF OIL, GAS AND MINING,

Respondent,

EARTH ENERGY RESOURCES, INC.,

Intervenor/Respondent.

**STIPULATED ORDER TO CONTINUE
 HEARING AND FOR AMENDED PRE-
 HEARING SCHEDULE**

Docket No. 2010-027

Cause No. M/047/0090 A

Pursuant to the Stipulated Motion to Continue Hearing and for Amended Pre-Hearing Schedule, and good cause appearing therefor, the Utah Board of Oil, Gas and Mining ("Board") hereby orders as follows:

1. The Stipulated Motion to Continue Hearing and for Amended Pre-Hearing Schedule is hereby GRANTED.

2. Pursuant to Utah Admin. Code r. 641-106-700, the Board hereby orders that this matter be continued until the Board's regular hearing scheduled February 23, 2011.

3. The Order for Discovery and Other Pre-Hearing Matters is hereby modified only as follows:

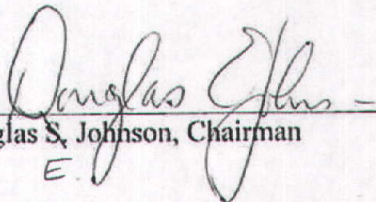
a. Earth Energy Resources will file its expert reports or expert pre-filed testimony on or before January 25, 2011; and Living Rivers will file rebuttal expert pre-filed testimony on or before February 8, 2011.

b. The Division of Oil, Gas and Mining will make employees who may testify available for deposition during the week of January 31 to February 4, 2011.

c. A preliminary list of proposed exhibits will be provided on February 14, and exhibits will be filed on February 16, 2011.

DATED this 26 day of January, 2011.

UTAH BOARD OF OIL, GAS AND MINING



Douglas S. Johnson, Chairman
E.

STIPULATED AND AGREED:

WESTERN RESOURCES ADVOCATES



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Rob Dubuc
Attorneys for Petitioner,
Living Rivers

UTAH ATTORNEY GENERAL'S OFFICE



Steve Arder, Assistant Utah Attorney
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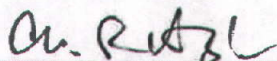


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CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this 3rd day of ^{February}~~January~~, 2011, a true and correct copy of the foregoing **STIPULATED ORDER TO CONTINUE HEARING AND FOR AMENDED PRE-HEARING SCHEDULE** was served via email, as follows:

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